

CLASSIFICATION OFFICE DECISION

Title of publication: g189256_2015041709090042.jpg

Other known title(s): Not stated

OFLC ref: 1600758.003

Medium: Computer Image File

Publisher: Not stated

Country of origin: New Zealand

Language: English

Applicant: Commissioner of Police

Classification:	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 11 November 2016

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 11 November 2016

Summary of reasons for decision:

The unrestricted availability of this image is likely to be injurious to the public good. The image explicitly depicts two adults engaging in sexual activity. The image has a strong impact on the viewer. There is an expectation in society that children and young persons should not be exposed to explicit sexual material as they do not have the maturity or life experience to deal with it. Such material is likely to adversely affect them as they are still in the process of forming their attitudes toward sex and developing their understanding of sexual behaviours. The publication is therefore classified as objectionable except if the availability of the publication is restricted to persons who have attained the age of 18 years. This classification is a reasonable and demonstrably justified limitation on the right to freedom of expression contained in the New Zealand Bill of Rights Act 1990. It reflects the concern of a free and democratic society to limit the availability of publications depicting explicit sexual material to adults.